



Atty. Dkt. No. 024219-0105

Rec
1/1/11

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Mary Ann AUGUSTIN *et al.*
Title: **GI TRACT DELIVERY SYSTEMS**
Appl. No.: 10/578,903
Int'l Filing Date: 11/22/2004
371(c) Date: 1/8/2007
Examiner: Hong YU
Art Unit: 1613
Confirmation No.: 3340

REQUEST FOR CONTINUED EXAMINATION (RCE)
TRANSMITTAL

Mail Stop RCE
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

This is a Request for Continued Examination (RCE) under 37 C.F.R. § 1.114 of the above-identified application. This RCE and the enclosed items listed below are being filed prior to the earliest of: (1) payment of the issue fee (unless a petition under 37 C.F.R. § 1.313 is granted); (2) abandonment of the application; or (3) the filing of a notice of appeal to the U.S. Court of Appeals for the Federal Circuit under 35 U.S.C. §141, or the commencement of a civil action under 35 U.S.C. §145 or §146 (unless the appeal or civil action is terminated).

1. Submission required under 37 C.F.R. §1.114: (check items that apply)

a. Previously submitted:

☐ Please enter and consider the amendment and/or reply previously filed on ____.

10/28/2011 AWONDAF1 00000027 10578903

01 FC:1001
02 FC:1251

930.00 OP
150.00 OP

- ☐ Please consider the Affidavit(s)/Declaration(s) previously filed on ___ but not considered.
- ☐ Please consider the arguments in the Appeal Brief or Reply previously filed on ___.
- ☐ Other ___.
- b. Enclosed are:
- ☒ Amendment/Reply.
- ☒ Affidavit(s)/Declaration(s).
- ☐ Information Disclosure Statement.
- ☐ Form PTO/SB/08 with copies of ___ listed reference(s).
- ☒ Other Curriculum Vitae of Mary Ann Augustin (Exhibit A) and Experimental Results (Exhibits B-D).

Miscellaneous:

- ☐ Suspension of action of the above-identified application is requested under 37 C.F.R. § 1.103(c) for a period of ___ months.

The filing fee is calculated below:

	Claims as Amended	Previously Paid For	Extra Claims Present	Rate	Fee Totals
RCE Fee 1.17(e):				\$930.00	= \$930.00
Total Claims:	9	- 20	= 0	x \$60.00	= \$0.00
Independents	1	- 3	= 0	x \$250.00	= \$0.00
First presentation of any Multiple Dependent Claims:				+ \$450.00	= \$0.00
CLAIMS FEE TOTAL:					= \$930.00

[X] Applicant hereby petitions for an extension of time under 37 C.F.R. §1.136(a) for the
total number of months checked below:

[X] Extension for response filed within the first month:	\$150.00	\$150.00
[] Extension for response filed within the second month:	\$560.00	\$0.00
[] Extension for response filed within the third month:	\$1,270.00	\$0.00
[] Extension for response filed within the fourth month:	\$1,980.00	\$0.00
[] Extension for response filed within the fifth month:	\$2,690.00	\$0.00
EXTENSION FEE SUBTOTAL:		\$150.00
EXTENSION FEE ALREADY PAID: -		\$0.00
EXTENSION FEE TOTAL		\$150.00
CLAIMS AND EXTENSION FEE TOTAL:		\$1080.00
[] Small Entity Fees Apply (subtract ½ of above):		\$0.00
[] Suspension of action requested under 37 C.F.R. § 1.103(c)		\$0.00
TOTAL FEE:		\$1080.00

The above-identified fees of \$1080.00 are being paid by credit card via EFS-Web.

Examiner Yu also is invited to contact the undersigned directly, should she feel that
any issue warrants further consideration.

Respectfully submitted,

Date 10/27/11

By /Stephen A. Bent/

FOLEY & LARDNER LLP
Customer Number: 22428
Telephone: (202) 672-5404
Facsimile: (202) 672-5399

Stephen A. Bent
Attorney for Applicant
Registration No. 29,768

The Commissioner is hereby authorized to charge any additional fees, which may be required under 37 C.F.R. §§ 1.16-1.17, and to credit any overpayment to Deposit Account No. 19-0741. Should no proper payment accompany this response, then the Commissioner is authorized to charge the unpaid amount to the same deposit account. If any extension is needed for timely acceptance of submitted papers, then applicants hereby petition for such extension under 37 C.F.R. §1.136 and authorize payment of the relevant fee(s) from the deposit account.